IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2588 OF 2004

Sushma Vipin Raut ..Petitioner

Vs.

Vipin Ramchandra Raut ..Respondent

Ms.Seema Sarnaik for the petitioner

CORAM : S.U.KAMDAR, J
DATED : 21ST NOVEMBER, 2005

P.C.:

1. The learned counsel for the petitioner states that they are utilising the access provided by the court under the impugned order dt.13.2.04 and there is no problem in implementation of the said order at this juncture. However, it is clarified that the petitioner will be at liberty to apply for variation of that order after around six months when by virtue of impugned order the closeness between the mother and the child increases and if such application is made, same be heard on its own merits without in any way influenced by the impugned order herein.

2. The aforesaid order is passed in the light of the fact that the learned Judge has in his order observed in the interview that the child is reluctant to go with the mother and stay with her. With the aforesaid clarification, petition disposed of. No order as to costs.